

Honorable Thomas S. Zilly

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

EQUAL EMPLOYMENT OPPORTUNITY )  
COMMISSION, ) No. CV6-1359Z  
Plaintiff, )  
v. ) [PROPOSED] ORDER GRANTING  
LA MEXICANA, INC., ) DEFENDANTS' MOTION FOR  
Defendant. ) BIFURCATION AT TRIAL OF LIABILITY  
AND DAMAGES FROM INJUNCTIVE  
RELIEF

LAURA CIGARROA, )  
Plaintiff in Intervention, )  
v. )  
LA MEXICANA, INC.; ALBERT NEAL )  
WALDEN, individually and the marital )  
community thereof with JANE DOE )  
WALDEN, )  
Defendants in Intervention. )

NEAL WALDEN, )  
Counterclaim Plaintiff, )  
v. )  
LAURA CIGARROA, )  
Counterclaim Defendant. )

ORDER GRANTING DEFENDANTS' MOTION  
FOR BIFURCATION AT TRIAL OF LIABILITY  
& DAMAGES FROM INJUNCTIVE RELIEF- 1  
(CV6-1359Z)

**Jackson Lewis LLP**  
One Union Square  
600 University Street, Suite 2900  
Seattle, Washington 98101  
(206) 405-0404

THIS MATTER, having come on regularly for hearing before the undersigned Judge of the above-entitled Court on Defendants' Motion for Bifurcation at Trial of Liability and Damages from Injunctive Relief and having considered,

1. Defendants' Motion for Bifurcation at Trial of Liability and Damages from Injunctive Relief and
2. Declaration of Laurie L. Johnston in Support of Defendants' Motion for Bifurcation at Trial of Liability and Damages from Injunctive Relief and
- 3.
4. ; and
5. Files and pleadings herein.

IT IS HEREBY,

ORDERED, ADJUDGED AND DECREED that this case is bifurcated. The Court and jury will first hear testimony and evidence regarding issues of liability and monetary damages. If Plaintiffs obtain a successful verdict, the Court will later hear any additional testimony and evidence on the EEOC's request for injunctive relief and the EEOC's request for an order requiring defendant to institute and carry out policies, practices and programs which provide equal employment opportunities for all employees, and which eradicates the effects of its unlawful employment practices past and present.

DONE IN OPEN COURT this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
The Honorable Thomas S. Zilly

Presented by:

JACKSON LEWIS LLP

By: s/Laurie L. Johnston

Barry Alan Johnsrud, WSBA #21952

Laurie L. Johnston, WSBA #25927

Attorneys for Defendants

ORDER GRANTING DEFENDANTS' MOTION  
FOR BIFURCATION AT TRIAL OF LIABILITY  
& DAMAGES FROM INJUNCTIVE RELIEF- 2  
(CV6-1359Z)

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1 Approved as to form;  
2 Notice of Presentation waived:

3 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

4 By: \_\_\_\_\_  
5 Carmen Flores, WSBA #25798  
6 Attorneys for Plaintiff EEOC

7 GEORGIA T. LOCHER, P.S.  
8

9 By: \_\_\_\_\_  
10 Georgia T. Locher, WSBA #21450  
11 Attorneys for Plaintiff in Intervention  
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28 ORDER GRANTING DEFENDANTS' MOTION  
FOR BIFURCATION AT TRIAL OF LIABILITY  
& DAMAGES FROM INJUNCTIVE RELIEF- 3  
(CV6-1359Z)

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**DECLARATION OF SERVICE**

The undersigned declares under penalty of perjury under the laws of the State of Washington that on this day, I electronically filed a true and accurate copy of the document to which this declaration is affixed with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following:

**Attorney for Plaintiff EEOC:**

Carmen Flores  
Lisa Ann Cox  
Equal Employment Opportunity Commission  
Seattle District Office  
909 First Avenue, Suite 400  
Seattle, WA 98104

**Attorney for Plaintiff in Intervention, Laura Cigarroa:**

Georgia T. Locher  
Attorney at Law  
237 S.W. 153<sup>rd</sup> Street  
Burien, WA 98166

Dated this 14 day of November, 2007, at Seattle, Washington.

  
Andrea W. Preston